

**TRANSMITTAL
FORM***(to be used for all correspondence after initial filing)*

		Application Number	10/828,469
		Filing Date	April 21, 2004
		First Named Inventor	Michael D. Laufer
		Art Unit	3731
		Examiner Name	Woo, Julian W.
Total Number of Pages in This Submission	6	Attorney Docket Number	064391-5003 US04 (Formerly 11898-005005)

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request (See Remarks) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input checked="" type="checkbox"/> Change of Address <input checked="" type="checkbox"/> Revocation and Power of Attorney (with Schedule A) <input checked="" type="checkbox"/> Statement Under 37 CFR § 3.73(b) <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <ul style="list-style-type: none">• Return postcard• Communication
Remarks		The Commissioner is authorized to charge any additional fees to Deposit Account 50-0310.

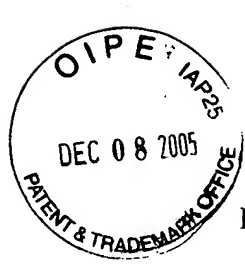
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual	Morgan, Lewis & Bockius LLP Thomas D. Kohler Reg. No. 32,797
Signature	<i>J. C. Stahnke</i> Jessica C. Stahnke Reg. No. 57,570 for Thomas D. Kohler
Date	December 6, 2005

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Judi Stillwell		
Signature	<i>Judi Stillwell</i>	Date	December 6, 2005



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Michael D. Laufer, et al.

Application No.: 10/828,469

Filing Date: April 21, 2004

For: TISSUE RECONFIGURATION

Examiner: Woo Julian W.

Art Unit: 3731

Confirmation No. 5223

Attorney Docket No.:

064391-5003 US04

(Formerly 11898-005005)

COMMUNICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants enclose herewith a Revocation and Power of Attorney by Assignee executed on November 29, 2005 by Tom Bromander on behalf of ndo Surgical, Inc. and a Statement under 37 C.F.R 3.73(b) executed by Thomas D. Kohler (Reg. No. 32,797) on behalf of the assignee, as appointed representative under the Power of Attorney.

Applicants believe that no fee is required with the submission of the enclosed document. However, if it is found that a fee is necessary, please charge the required fee to Morgan, Lewis & Bockius LLP Deposit Account No. 50-0310. A copy of this sheet is enclosed for accounting purposes.

Respectfully submitted,

Date: December 6, 2005

Jessica C. Stahnke for

Thomas D. Kohler Reg. No. 32,797

Thomas D. Kohler (Reg. No.)

MORGAN LEWIS & BOCKIUS LLP
2 Palo Alto Square
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(415) 442-1106



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
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STATEMENT UNDER 37 C.F.R. § 3.73(b)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

NDO SURGICAL, INC., a corporation (Type of Assignee, e.g., corporation, partnership, university government agency), states that it is:

- ☒ the assignee of the entire right, title, and interest; or
☐ an assignee of less than the entire right, title and interest.
The extent (by, percentage) of its ownership interest is %

in the patent application/patent identified above by virtue of an assignment from the inventor(s) of the patent application/patent identified above.

- ☒ The assignment was recorded in the United States Patent and Trademark Office on December 19, 2001 at Reel 012387, Frame 0936, or for which a copy thereof is attached.

OR

- ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: To:
The document was recorded in the United States Patent and Trademark Office on at Reel , Frame , or for which a copy thereof is attached.

2. From: To:
The document was recorded in the United States Patent and Trademark Office on at Reel , Frame , or for which a copy thereof is attached.

The undersigned whose signature and title is supplied below is authorized to act on behalf of the assignee.

Jessica C. Stahke
for
Name Thomas D. Kohler
Signature *[Signature]* Date December 6, 2005
Title *Reg. No. 57,570 for* Attorney-Reg. No. 32,797 Telephone (415) 442-1106



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Michael D. Laufer, et al.

Application No.: 10/828,469

Examiner: Woo, Julian W.

Art Unit: 3731

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064391-5003 US04

(Formerly 11898-005005)

CHANGE OF ADDRESS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please change the correspondence address for the above-identified patent application to the address associate with **Customer No. 43850**.

I am the attorney of record.

Respectfully submitted,

Date December 6, 2005

Thomas D. Kohler *Reg No 57,570 for 32,797*
Jessica C. Stahke for Thomas D. Kohler (Reg. No.)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: See Attached Schedule A

Serial No.: See Attached Schedule A

Filed: See Attached Schedule A

For: See Attached Schedule A Attorney Docket No: See Attached
Schedule A

REVOCATION AND POWER OF ATTORNEY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R:

NDO Surgical, Inc., owner of the entire right, title and interest in, to and under the inventions listed in the attached Schedule A, hereby revokes all previous powers of attorney and appoints the registered attorneys at Morgan, Lewis & Bockius LLP associated with Customer No. 43850 as its attorneys to prosecute these matters, and to transact all business in the Patent and Trademark Office connected therewith, said appointment to be to the exclusion of the inventors and their attorney(s) in accordance with the provisions of 37 C.F.R. 3.71, provided that, if any one of these attorneys ceases being affiliated with the law firm of Morgan, Lewis & Bockius LLP as partner, counsel, or employee, then the appointment of that attorney and all powers derived therefrom shall terminate on the date such attorney ceases being so affiliated.

Please direct all future correspondence to the address associated with Customer No. 43850, Morgan, Lewis & Bockius LLP and direct all telephone calls to Morgan, Lewis & Bockius LLP at (650) 843-4000.

Assignee:	ndo Surgical, Inc.
Date:	November 29, 2005
Signature:	<u>Thomas Bromander</u>
Typed Name:	Thomas Bromander
Position/Title:	Vice President, Engineering
Address:	125 High Street Mansfield, MA 02048



SCHEDULE A

Serial No./ Patent No.	Filing Date/ Issued Date	Title	First Named Inventor	Docket No.
09/520,273 6,663,639	03/07/2000 12/16/2003	<i>Methods and Devices for Tissue Reconfiguration</i>	Michael D. Laufer	064391-5001-US (formerly 11898- 002001)
09/654,655 6,773,441	09/05/2000 08/10/2004	<i>Methods and Devices for Tissue Reconfiguration</i>	Michael D. Laufer	064391-5001-US01 (formerly 11898- 002002)
10/819,995	04/08/2004	<i>Methods and Devices for Tissue Reconfiguration</i>	Michael D. Laufer	064391-5001-US02 (formerly 11898- 002003)
10/820,127	04/08/2004	<i>Methods and Devices for Tissue Reconfiguration</i>	Michael D. Laufer	064391-5001-US03 (formerly 11898- 002004)
09/574,424 6,494,888	05/19/2000 12/17/2002	<i>Tissue Reconfiguration</i>	Micheal D. Laufer	064391-5002-US (formerly 11898- 003001)
10/219,258	08/16/2002	<i>Tissue Reconfiguration</i>	Micheal D. Laufer	064391-5002-US01 (formerly 11898- 003002)
09/859,579 6,821,285	05/18/2001 11/23/2004	<i>Tissue Reconfiguration</i>	Michael D. Laufer	064391-5003-US (formerly 11898- 005001)
10/819,996	04/08/2004	<i>Tissue Reconfiguration</i>	Michael D. Laufer	064391-5003-US01 (formerly 11898- 005002)
10/819,957	04/08/2004	<i>Tissue Reconfiguration</i>	Michael D. Laufer	064391-5003-US02 (formerly 11898- 005002)
10/819,965	04/08/2004	<i>Tissue Reconfiguration</i>	Michael D. Laufer	064391-5003-US03 (formerly 11898- 005004)
10/828,469	04/21/2004	<i>Tissue Reconfiguration</i>	Michael D. Laufer	064391-5003-US04 (formerly 11898- 005004)
10/197,574 6,835,200	07/18/2002 12/28/2004	<i>Method and Devices for Tissue Reconfiguration</i>	Michael D. Laufer	064391-5004 (formerly 11898- 006001)
10/992,228	11/19/2004	<i>Method and Devices for Tissue Reconfiguration</i>	Michael D. Laufer	064391-5004-US01 (formerly 11898- 006002)
10/438,346	05/15/2003	<i>Method and Devices for Tissue Reconfiguration</i>	Jeffrey C. Cerier	064391-5006-US (formerly 11898- 009001)
10/677,633	10/02/2003	<i>Tissue Fixation Devices and Methods of Fixing Tissue</i>	Jeffrey C. Cerier	064391-5010-US (formerly 11898- 009001)